IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

MONDAY, THE 3RD DECEMBER 2007 / 12TH AGRAHAYANA 1929

Bail Appl..No. 7426 of 2007()

CRIME NO.398/07 OF KODAKARA POLICE STATION

.....

PETITIONER/ACCUSED NO.1

JINSHAD,S/O. WAHAB,
PALLAVUR, KALAKKATTUKARAN (V)
NEAR ALOOR MOSQUE, ALOOR VILLAGE.

BY ADV. SRI.A.C.DEVY

RESPONDENTS: COMPLAINANT

THE STATE OF KERALA
REPRESENTED BY THE PUBLIC PROSECUTOR
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI. S.U. NAZAR.

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 03/12/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R. BASANT, J.

B.A. NO. 7426 of 2007

Dated this the 3rd day of December, 2007

ORDER

Application for regular bail. The petitioner faces allegations under Sec.399 of the IPC. He is the 1st accused. Altogether, there are 5 accused persons. The crux of the allegations against the petitioner is that on 15/10/07 the petitioner was found travelling in a vehicle. Inside the vehicle a board showing a different number was there. At the time of detection, the vehicle carried the correct number of it on it. The petitioner was arrested on 15/10/07 on the assumption that the accused persons were preparing to commit an offence of dacoity and other connected offences. Investigation is not complete yet. The petitioner continues in custody from 15/10/07. No better or specific allegation has since been raised against the petitioner, though it is alleged that the petitioner is involved in some earlier crimes.

2. The learned counsel for the petitioner prays, the

learned Public Prosecutor does not oppose the said prayer and I am satisfied that the petitioner can now be enlarged on bail subject to appropriate terms and conditions.

3. **In the result:**

(a) The application is allowed.

(b) The petitioner shall be released on bail on the following terms and conditions:

(i) The petitioner shall execute a bond for Rs.1,00,000/- (Rupees one lakh only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate.

(ii) The petitioner shall make himself available for interrogation before the Investigating Officer on all Mondays and Fridays between 10 a.m. and 12 noon for a period of two months and thereafter as and when directed by the Investigating Officer in writing to do so.

(R. BASANT, JUDGE)

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